

REMARKS

The claims have been amended to more clearly point out and distinctly claim the subject matter of the invention and to more clearly distinguish from the principal reference relied upon by the Examiner, namely Harrison U.S. Patent No. 6,075,223 entitled “*High Contrast Surface Marking*.” Thus, the claims specifically set forth a layer of ceramic paint coating which is applied to glass material in the form of a patch which remains coated thereon, but wherein a portion with indicia thereon is created by a laser to provide a visible color change on the patch. The remainder of the ceramic paint patch continues to be bonded to the glass to provide a visible contrast background to the selected laser treated portion which provide a visible machine readable code indicia.

Harrison teaches that a laser may be used to bond various materials to glass. The reference does not teach that an entire area or patch of the glass is to be imprinted with ceramic paint and retained on the glass as a patch, and that only a portion of that patch is to be laser-imprinted. Rather, the material which as taught by *Harrison* is bonded to the glass. The remainder of the patch is removed. The permanent indicia on the glass is thus bonded as a result of the impression thereof of some type of irradiation or the like. The so-called patch is otherwise removed.

Further, *Harrison*, does not teach that the patch material is changed in color in order to effect the indicia or coating application. In sum, *Harrison* does not teach the use of a permanently affixed ceramic coating material to form a portion of a patch which is subsequently treated in a manner to impose or imprint indicia thereon, and in a manner where the patch otherwise remains on the substrate.

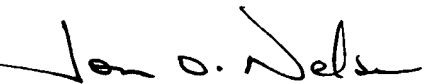
Appl. No. 10/062,605
Amendment dated March 10, 2004
Reply to Office Action of December 11, 2003

In view of the foregoing clarifications, it is believed that the claims in their amended condition are allowable. The consideration and passage to allowance is earnestly solicited.

Respectfully submitted,

BANNER & WITCOFF, LTD.

Dated: August 24, 2004

By: 
Jon O. Nelson
Reg. No. 24,566